

The Board of Public Works met on August 4, 1942, in the office of the Governor, State House, Annapolis, Maryland.

Herbert R. O'Connor, Governor  
J. Millard Tawes, Comptroller  
Hooper S. Miles, Treasurer

Mr. Walter N. Kirkman, Director of the Department of Budget and Procurement, was also present.

The Minutes of the meeting of June 30, 1942, copy of which was sent to each member of the Board, were approved.

Mr. Kirkman submitted to the Board a statement showing the construction projects which it is suggested should be proceeded with as follow:

After due consideration of the matter and considering additional funds necessary to take care of the cost of the work as payments come due, it was decided to issue, out of the July 15, 1942 Installment of the General Bond Issue, Series "AA" to Series "JJ", inclusive, totaling \$485,000.00.

On motion duly made and seconded, the following resolution was unanimously adopted:

BE IT ORDERED, That in accordance with the Acts of 1941, Chapter 854, the Governor, Comptroller of the Treasury, and the Treasurer of the State, be and they are hereby authorized and directed to advertise twice a week for two successive weeks in the Baltimore Sun and the Baltimore News, the first insertion to bear date of August 17, 1942, and the last insertion to bear date of August 28, 1942, that the Treasurer will receive in the office of the Treasurer at Annapolis, Maryland, at any time up to 12 o'clock, noon, on September 1, 1942, bids for bonds of the State of Maryland in the aggregate sum of \$485,000.00, consisting of Series "AA" to Series "JJ", each inclusive, of the July 15, 1942 Installment of the loan, to be issued under the provisions of said Act; said bids to be contained in sealed envelopes appropriately endorsed, and each bid to be accompanied by a certified check upon some responsible banking institution, drawn to the order of the Treasurer of Maryland for five per centum of the par value of the amount bid for.

All bids will be opened at 12 o'clock, noon, on the 1st day of September, 1942.

Said bonds shall be dated the 15th day of July, 1942. The bidders shall be required to indicate in their bids the rate of interest to be paid on the bonds, on which rate their bids are to be based and submitted. The rate named must be a multiple of one-fourth of one per centum, the interest to be payable semi-annually on the 15th day of January and July, respectively, during the continuance of said loan, and all bids shall be based on an offering to pay not less than par for the bonds. Said bonds shall be of the denomination of \$1,000.00 each, all shall be subject to registration as to principal, and all shall be issued with interest coupons attached and shall be deliverable on the 15th day of September, 1942. The said bonds shall be issued upon the Serial Annuity plan, as provided in said Act.

The right shall be reserved to accept one bid for all of said loan, or separate bids for parts of said loan, as may produce the highest amount; and the right shall also be reserved to accept bids which are for parts of said loan, but which may not be for all, and to reject all bids or any bids, If two or more responsible bidders shall make the same bid and each bid shall be the highest, and the Certificates so bid for by such highest responsible bidders shall be in excess of the whole amount of Certificates as offered for sale, then such Certificates of Indebtedness may be awarded in a ratable proportion to such responsible bidders bidding the same price.

The Governor, Comptroller and the Treasurer shall cause to be prepared bonds in good and sufficient form for the amount of said loan.

#### ACTS OF 1941: - Baltimore County

The Secretary brought to the attention of the Board a communication from Mr. Michael Paul Smith, counsel for the Board of County Commissioners of Baltimore County, with two deeds to be executed by the Board of Public Works under the provisions of Chapter 319 of the Acts of 1941, which provide for the conveyance of:

- One tract of land to the County as a highway;
- One tract of land to the County as a right-of-way for sewerage purposes:

The deeds had been reviewed by Mr. Hugh Allen Meade, Assistant Attorney General, who advised that he had examined them and found them to be in order.

The deeds were duly executed by the members of the Board.

#### BOARD OF MENTAL HYGIENE:

The Secretary brought to the attention of the Board a communication from Dr. George H. Preston, Commissioner of the Board of Mental Hygiene, relative to the problem confronting the Superintendents of the various State Mental Hospitals in securing the necessary number of attendants and suggesting that, because of the fact that it is necessary for the limited number of attendants to frequently work over time in order to keep the institution properly manned, additional compensation be paid to these employees for the extra time worked by them.

After considering the matter fully, it was agreed by the Board that some consideration should be given to the matter and the Secretary was instructed to ask Dr. Preston to submit a plan for the payment of these employees for the overtime work.

#### BOARD OF NATURAL RESOURCES:

See: Leases, these Minutes.

#### CHEL TENHAM SCHOOL FOR BOYS:

The Board approved the verbal authority heretofore given to Cheltenham School for Boys to enter into an agreement with the United States Navy for the use of one of the fields of the institution as a landing field for light practice planes of the Navy. The field in question contains 110 acres and the proposal of the Navy Department is to construct two dirt runways, 800' long and 200' wide. The Navy Department has agreed to reimburse the institution for any

loss it might sustain because of its inability to raise crops in the space which would be used by the Navy Department.

\* \* \* \*

The Secretary brought to the attention of the Board a communication from Cheltenham School for Boys calling attention to the fact that there will be received from insurance companies in settlement of loss due to the destruction, by fire, of the old broom factory building and contents, the sum of \$9,138.03. The institution requested that it be authorized to use \$500.00 of the insurance settlement to be received, to pay the war risk insurance premium which was recently incurred in connection with war risk insurance on the buildings of the institution, and to use the balance for repairs to present cottages, administration building and two farm houses. It is not intended to replace the building destroyed by fire as there is an appropriation in the General Bond Issue of 1941 for the building of a vocational building.

The Board approved the request of the school for the use of the money as outlined in their letter of July 27, 1942.

COMMISSIONER OF LABOR AND STATISTICS:

See: Leases, these Minutes.

COMMISSIONER OF MOTOR VEHICLES:

The Board approved the request of Mr. W. Lee Elgin, Commissioner of Motor Vehicles, that he and Mr. D. Marshall Schroeder, Deputy Commissioner, be authorized to attend the annual meeting of the American Conference of Motor Vehicle Administrators, which was held July 20, 21, and 22, 1942, in Milwaukee, Wisconsin.

This approval confirms the verbal authority given the Commissioner prior to the date of the conference.

COMPTROLLER OF THE TREASURY:

After careful consideration, the Board authorized the Comptroller to make payment of the following refunds, from Miscellaneous Appropriation #2, Item #24.

Alcoholic Beverages Tax Division		\$2,462.46
Van Buren Products, Inc.	\$ 83.89	
Jacob Ruppert	76.26	
G. Krueger Brewing Co.	5.40	
Adam Scheidt Brewing Co.	188.68	
National Brewing Co.	312.86	
Post Exchange, Aberdeen Proving Ground, Md.	477.82	
Post Exchange, Marine Barracks, Naval Powder Factory, Indian Head, Md.	17.95	
Steward, Warrant Officers' Club, U.S. Coast Guard Yard, Curtis Bay, Md.	3.24	
Post Exchange, Fort Geo. G. Meade	647.80	
Post Exchange, Holabird Q.M. Motor Base, Baltimore	176.61	
Ship's Service Store, Coast Guard Yard, Curtis Bay, Md.	80.47	
Rev. F. A. Schwallenberg, for our Lady of Good Counsel Church )	.48	
Sisters of Mercy, Mt. St. Agnes	1.00	
Rt. Rev. Msgr. Louis O'Donovan for St. Martin's Church	1.92	
Sister Augustine, Supt., for Mount Hope Retreat	10.00	
Rev. John H. Eckenrode, for St. Mary's Church	10.00	
Holy Trinity Missionary Cenacle	3.84	
Rev. Jos. M. Riordan, for Holy Ghost Church	9.60	
	1.00	

Rev. Wm. J. Manning, for Loretto Chapel	\$1.90	
Rev. C. Carroll Kerr, for St. William's Church	1.60	
Rev. J. J. Leary, for St. Louis' Church	.96	
Trinity Preparatory School	2.00	
Horlacher Brewing Co.	192.69	
Rev. Pierce F. Redden, for St. Charles' College	2.88	
	10.00	
Rev. Jos. L. Curran, for St. Clement's Church	1.92	
Rt. Rev. Msgr. H. A. Quinn, for The Cathedral	9.80	
St. Vincent's Male Orphanage	3.84	
Rev. Jerome D. Sebastian, for St. Elizabeth's Church	12.40	
Rev. Frank Hay Staples, for St. Paul's Chapel	1.00	
St. Basil's Church	2.00	
" " "	.80	
Jenkins Memorial Hospital	1.92	
Rev. F. J. Fisher, for Our Mother of Sorrows Church	2.00	
Sacred Heart Church	20.20	
St. Mary's Seminary	2.40	
Albert G. Wood	83.33	
Income Tax Division		\$373.78
Comptroller of the Treasury		
(1937 Return of Automatic Calculating Machine Co.)	329.39	
Comptroller of the Treasury		
(1938 Return of Automatic Calculating Machine Co.)	44.39	
Recordation Tax:		7.50
Federal Land Bank of Baltimore	7.50	
Title Tax:		77.48
Lt. Charles Stockner Perry	6.48	
Louis Emmett Baker	2.32	
Hopeman Bros., Inc.	18.76	
John Herold Adkins	22.20	
Ruth Margaret Clifford	6.20	
Wiley Gerner Smith	6.50	
Dorothy Gunter Henderson	3.50	
Mary Brewer	4.72	
Chester Styer and Lawrence Styer	2.00	
James Edwin Bittle	2.80	
Samuel R. Boyer, Jr.	2.00	
Anne Arundel County Commissioners		183.07
		\$3,104.29

The Secretary brought to the attention of the Board the fact that the State Comptroller had received an opinion from the Attorney General under date of June 19, 1942, wherein it was stated that under the provisions of Chapter 701 of the Acts of 1941 it was necessary to secure the approval of the State Tax Commission to claims for refund of moneys paid to the State in error before making payment.

The Comptroller submitted the following claims for refunds, which had been approved by the State Tax Commission, for the consideration and approval of the Board. After due consideration of the claims, the Board approved them as submitted:

	Claim	Interest	
Franchise Tax:			\$85.96
Security Land Company	\$85.00	\$.96	
Licenses:			53.67
Hilton Theatre Company	50.00	3.67	
Recordation Tax:			9.68
Farm Credit Administration of Baltimore, Md.	9.50	.18	

	<u>Claim</u>	<u>Interest</u>	
Title Tax:			\$138.92
Woodworth Bowman Allen, Jr.	\$13.80	\$.26	
Edgar Hansford White	3.00	.01	
Grady Edward Hallman	6.30	.06	
Bertha Dorothy Richardson	8.40	.07	
James L. Coyle	103.00	- -	
Joseph Howard Melia, Jr.	1.00	- -	
Roland Richard Thompson	3.00	.02	
			<u>\$288.23</u>

The Board approved payment of the following items of Court Costs by the Comptroller, through the budget of the Board of Public Works, Item #702.

Clerk of the Baltimore City Court (Co-Operative Mills, Inc. vs. Tawes)	\$19.70
Clarence P. Goetz (Appeal of Seaboard Commercial Corp.)	7.00

DEPARTMENT OF CORRECTION: Maryland State Penal Farm

See: Maryland Tuberculosis Sanatorium, these Minutes.

DEPARTMENT OF GAME AND INLAND FISH:

The Secretary advised of receipt of advice from Mr. E. Lee LeCompte, State Game Warden, showing that the transaction for the purchase of 830 acres of land in Allegany and Washington Counties, Maryland, from Mr. H. D. Robinson, Winchester, Virginia, for which authority had previously been given, had been completed.

DEPARTMENT OF STATE FORESTS AND PARKS:

The Secretary brought to the attention of the Board a communication from Mr. Joseph F. Kaylor, State Forester, dated June 27, 1942, requesting authority for the purchase of a two acre parcel of land at Cub Hill, on the Old Harford Road in Baltimore County, for use as a tower site and fire control headquarters. The cost of this land is \$1,000.00 and funds will be provided from federal sources.

The Board approved Mr. Kaylor's request.

ESTATE OF CHARLES MCHENRY HOWARD:

The Secretary brought to the attention of the Board a communication received from the State Law Department relative to a tract of land in Garrett County known as Mount Nebo given to the State by Charles McHenry Howard in his last will and testament.

After due consideration, the Board decided to accept this devise from Mr. Howard and to place this land under the jurisdiction of the Department of State Forests and Parks and the Department of Game and Inland Fish, since it is possible for both of these state agencies to benefit by the use of the land, and the heads of the two departments have agreed to administer it, together, in the best interest of the State.

The Board considered the action to be taken in connection with the occupancy of the land by Ray Smith, the assignee of lease between Charles McHenry Howard and Shirley Wright, the lease having been executed October 26, 1941 and ending April 26, 1942, with the provision for automatic renewal every six months unless at least 30 days prior to the expiration of any six months' period either party should give to the other party written notice of his desire to terminate same. In his letter to the Board, the Attorney General stated that he doubted that the State would have the right to make a lease of this property and he suggested that the Board should decide whether to cancel the lease or to permit renewal until April 1943, with the object of obtaining legislative sanction to its continuance.

It was agreed that the tenant should be given notice of the State's intention to terminate the lease at the expiration of the current six months' period, which expires October 26, 1942, and that it would be agreeable to

The Board approved the authority verbally given the early part of June to the Military Department for the expenditure of not more than \$5,000.00 or so much thereof as may be necessary, from the General Bond Issue of 1941, for the completion of the National Guard Hangar at the Municipal Airport at Baltimore, this amount to be used in connection with the additional \$15,000 which the Corps Area Commander obtained from the federal government toward the completion of the project.

\* \* \*

The Board approved the request of the Military Department, contained in a letter dated June 2, 1942, for authority to expend the additional sum of \$5,000.00 of the appropriation to the Military Department in the General Bond Issue of 1941 for repairs and maintenance of Armories and Reservations throughout the State, this amount to supplement the allotment of \$25,000 authorized in January 1942 and for which a statement showing the expenditure of that amount was given by the Military Department in a letter dated June 2, 1942 to the Board, requesting this further allotment of \$5,000.00.

\* \* \*

The Secretary advised of receipt from the War Department of executed copy of lease W 2337 (RE) 112, covering State Military Reservation known as Camp Ritchie, Washington County, Cascade, Maryland, the use of which camp by the War Department was approved.

#### MISCELLANEOUS:

The Governor advised that as a result of a letter he received from the Secretary he had communicated with the Secretary of Navy, Frank Knox, offering to the Navy Department, for use on the United States Cruiser "Baltimore", which was recently christened, the large brass bell which was turned over to the State at the time the old cruiser "Maryland" was decommissioned and which bell is in storage in one of the rooms in the basement of the State House.

It was felt that this would be a very good use to be made of the bell.

#### MORGAN STATE COLLEGE:

The Board approved payment of the sum of \$955.50 out of the Scholarship Fund of Morgan State College to the educational institutions listed in List #4 submitted by the College to the State Comptroller for payment.

\* \* \*

The Board approved request received from Morgan State College for authority to pay the additional sum of \$120.00 to Charles T. King, Inc. in connection with the work of installing equipment at the new Power House at the college. This additional expense is occasioned by the removal of 12 cubic yards of rock in the trench for the Steam Conduit, which was not contemplated in the contract and for which the contractor is entitled to additional compensation under the terms of the contract.

#### NATIONAL DEFENSE:

The Secretary brought to the attention of the Board a communication, dated July 7, 1942, from Mr. Edwin Warfield, Jr., Chairman of the Department of Tidewater Fisheries, submitting a copy of the Minutes of that Department whereby the Steamship DuPont is to be placed at the disposal of the Coast Guard for the duration of the War. The Resolution in connection with this was first submitted to the State Law Department by Mr. Warfield and as a result of an opinion given by Mr. Hall Hammond, Deputy Attorney General, that the action of the Department of Tidewater Fisheries should be formally ratified by the Board of Public Works, the matter was submitted to the Board for such approval.

Upon receipt of Mr. Warfield's letter of July 7th, the Secretary had verbally contacted the members of the Board and obtained their informal approval to

the Resolution of the Department of Tidewater Fisheries, placing the Steamship DuPont at the disposal of the Coast Guard for the duration of the War. At this meeting, the Board of Public Works formally approved its verbal approval.

NORTHERN CENTRAL RAILWAY COMPANY:

The Secretary advised the Board of correspondence passing between the Pennsylvania Railroad Company, the State Law Department and the Secretary relating to the action taken by the United States Government in connection with the condemnation of 9.39 acres of land in York County, Pennsylvania. This correspondence was brought about by the fact of the mortgage which the State holds, given it as a lien against the property of the Northern Central Railway Company, and because of the fact that the Condemnation Proceedings would not interfere with the State's lien, but would rather improve the property because of providing for drainage facilities. It was agreed by the State Law Department that the State should take no exception to the proceedings.

The Board approved the action taken in this matter.

SPRING GROVE STATE HOSPITAL:

The Board formally approved the arrangement which it authorized Spring Grove State Hospital to enter into with the John K. Ruff Company for the construction of 12 cottages to comprise the Employees Village, together with a building to be use as a cafeteria with a recreation hall in the basement for the employees of the institution, at a sum not to exceed \$250,000.00, it being the understanding that the contractor agrees that \$16,000.00 of the contract amount shall represent his profit and should the project cost less than the contract amount, the savings therefrom are to revert to the State. The work is to be done in accordance with the plans and specifications of Henry Powell Hopkins, architect, and with Mr. Kirkman's recommendation for the awarding of the contract to John K. Ruff Company on the terms outlined.

\* \* \*

The Secretary brought to the attention of the Board a communication from Dr. Silas W. Weltmer, Superintendent of Spring Grove State Hospital, dated July 27th, requesting authority for the expenditure of \$1,123.50 for the providing of screens for the new cottages comprising the Employees Village at the institution.

The request was recommended by Mr. Kirkman, and the Board approved the purchase of the necessary screens.

\* \* \*

The Secretary brought to the attention of the Board a communication from Mr. Kirkman, relative to the War Risk Insurance on the construction work being done by John K. Ruff Co. at Spring Grove State Hospital. Mr. Miles advised that the State's interest in this construction work is being protected under a blanket policy taken out by the State covering all of the property at the institution.

STATE ACCIDENT FUND:

The Secretary advised that he had received a letter dated June 4th from the State Accident Fund requesting that excess cash of that Fund be invested in \$50,000 Series G - 2½% United States Defense Savings Bonds, and that he had been advised by Mr. Miles had made the purchase requested, through the Baltimore National Bank.

The Board approved Mr. Miles action in the matter.

STATE DEPARTMENT OF EDUCATION:

State Teachers College--Bowie

The Secretary brought to the attention of the Board a communication from Dr. T. G. Pullen, Jr., State Superintendent of Schools, advising that the Board of Education, at a meeting held May 29, 1942, approved the plans for repairs and alterations to the old dining hall at Bowie State Teachers College in order that it might be used as a gymnasium, and requesting permission to ask for bids for the work to be done.

In view of the fact that the work does not require any materials on which priorities will be necessary and it is desirable to proceed with the gymnasium at this time, the Board approved the request that the school be authorized to obtain bids.

STATE DEPARTMENT OF HEALTH:

See: Leases, these Minutes.

STATE DEPARTMENT OF PUBLIC WELFARE:

Mr. Kirkman submitted to the Board a statement showing that it is estimated that the State Department of Public Welfare will revert between \$400,000.00 and \$426,000.00 at the end of the current fiscal year. A summary of the several categories of Public Welfare was submitted showing the savings to be effected aggregating \$426,300.00.

STATE PROPERTY:

Upon recommendation of Mr. Kirkman, the Board approved the disposal of the following property, by the various State Agencies concerned:

## Maryland State Board of Motion Picture Censors:

Obsolete Motion Picture Machine Equipment for the lump sum of \$5.00 to the Roland Electric Co., the only bidder.

## Unemployment Compensation Board:

Miscellaneous scrap lumber for \$5.00 to the highest bidder.

## Somerset County Welfare Board:

One coal stove for \$40.00.

## Miners Hospital:

Screen door frames, worn out rockers, ice cream freezer, etc. for \$2.50.

## Public Service Commission:

Platinum crucible to the highest bidder.

## State Roads Commission:

Property listed in Property Condemnation Reports #3440, 3132, 3152, #31,53, 3154, 3155, 3156, 3486, 3495, 3444, 3445, 3446, 3496, 3711, #3133, 3707, 3126, 3212, 3227, 3487, 3483, 3491, 3255, 3326, 3306, #3307, 3318, 3447, 3442, 3204, 3485, 3482, and 3481

STATE ROADS COMMISSION:

The Secretary submitted to the Board, for execution, the following deeds which had been received from the State Roads Commission, conveying property owned by the State which is not needed for the state roads system at this time.

.41 acres of land in Washington County to Cities Service Oil Company for \$3,118.00

2 parcels of land in Allegany County to the Mayor and Commissioners of Luke, Md. for \$735.00

.16 acres of land in Cecil County to Robert C. Everingham and Viola C. Everingham for \$2,325.00

2550 square feet of land in Baltimore County to John Walter Jackson & Beulah Hand Jackson for \$150.00

Property in Montgomery County to Georgianna Pallen Walker

1.42 acres of land in Baltimore County to Edward H. Wiederhold and Mary Bell Wiederhold for \$1,691.00



The Board approved the sale of these properties and affixed their signatures to the deeds.

\* \* \*

The Board confirmed approval previously given to the contract between the Chesapeake & Potomac Telephone Company of Baltimore City and the State Roads Commission for the purchase of the property known as 108 E. Lexington Street, Baltimore, being the seven story building at the corner of Lexington Street and St. Paul Place owned by the telephone company, to be used by the State Roads Commission to house its offices which have heretofore been located in the Federal Reserve Bank Building, Baltimore, and the other offices of the Commission located elsewhere, all of the work of the Commission in the future to be concentrated in the new building. The members of the Board affixed their signatures to the contract of sale which had been prepared to cover the purchase of the property, which contract had been approved as to form and legal sufficiency by the Attorney General. Under the terms of the agreement, the State Roads Commission is to pay \$4,000.00 on account of the purchase price of \$181,000.00 at the time of execution of the agreement and the Balance, \$177,000.00, to be paid within 60 days and the State Roads Commission to be entitled to possession of the premises as of the time of execution and delivery of the agreement. The agreement was dated July 20, 1942.

#### SUPERINTENDENT OF PUBLIC BUILDINGS & GROUNDS:

The Board approved for payment the bill of The Fingles Company, dated May 26, 1942, in the amount of \$702.00, covering work of repairing the roof of the State House in accordance with estimate submitted to the Department of Budget & Procurement as of February 11, 1942, payment to be made from the appropriation for Improvements and Repairs to Public Buildings in Annapolis in the General Bond Issue of 1941.

\* \* \*

The Board approved for payment bill of Howard Pyle, Annapolis, in the amount of \$270.00 covering work of painting the walls and ceilings of the office of the Clerk of the Court of Appeals and the Lawyers' Retiring Room in the Court of Appeals Building, payment to be made from the General Bond Issue of 1941, Improvements and Repairs to Public Buildings, Annapolis, Maryland.

\* \* \*

The Board approved for payment bills of Consolidated Gas, Electric Light and Power Company in the amount of \$43.90 and The H. Chambers Company in the amount of \$822.30, covering redecorating of the Governor's offices in the State House in accordance with bills submitted and approved by the Governor. The payment to be charged to Improvements and Repairs to Public Buildings, Annapolis, General Bond Issue of 1941.

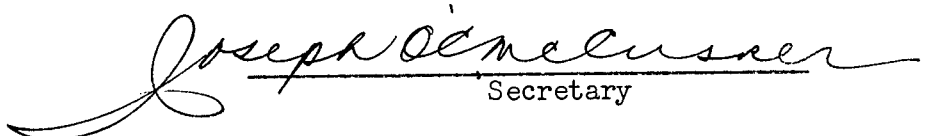
#### TRAVELING EXPENSE:

Mr. Kirkman presented to the Board a request of Dr. W. C. Stone, Health Officer of Carroll County, that the allowance for official use of personally owned automobiles be increased to 7¢ a mile. The Board was unable to increase the allowance for the use of privately owned automobiles in such cases.

#### MARYLAND COUNCIL OF DEFENSE:

The Secretary submitted a statement showing the condition of the Defense Funds as of July 31, 1942, showing an over-expenditure of funds to the extent of \$27,086.30.

There being no further business, the meeting was adjourned.

  
Secretary